

## LABOUR DEPARTMENT

The 14th August, 1974

No. 7123 4L-74/26094 — In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Haryana, Faridabad in respect of the dispute between the workman and the management of M/s Bhiwani Textile Mills, Bhiwani :—

BEFORE SHRI O. P. SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,  
HARYANA, FARIDABAD

Reference No. 1 of 1972

*between*

THE WORKMEN AND THE MANAGEMENT OF M/S BHIWANI TEXTILE MILLS, BHIWANI

*Present :—*

Shri Rohtas Kumar for the workmen.

Shri B. R. Ghai and Shri N. M. Jain for the management.

## AWARD

By order No. ID/MSR/18-F-71/142, dated 4th January, 1972 of the Governor of Haryana, the following disputes between the management of M/s Bhiwani Textile Mills, Bhiwani and its workmen were referred for adjudication to this Tribunal in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

- (1) Whether Shri Vidya Dhar, son of Shri Ghasi Ram, Fancy Jobber is entitled to the wages of Rs. 110 P.M. from November, 1957 to December, 1958 instead of daily wages rate of Rs. 3.13 paise already paid to him? If so, to what relief is he entitled?
- (2) Whether the Bleaching Folder Workers are entitled to payment of full dearness allowance as being given to other workers? If so, with what details and from which date?
- (3) Whether the workmen mentioned in the list (enclosed) were entitled to the grant of leave and payment is lieu thereof during the year 1958? If so, with what details?

Usual notices were given to the parties and they put in their respective pleadings. The workmen reiterated their demands as earlier raised through the demand notice dated 19th March, 1970 which forms part of the reference. The management, on the other hand, contested their demands and raised a preliminary objection that the demands in question did not constitute an industrial dispute, as defined under section 2(k) of the Industrial Disputes Act, 1947. The parties have yet to lead evidence on the issues. However, an amicable settlement has been arrived at with regard to the claim of Shri Vidya Dhar covered by item No. 1 of the order of reference. The management has agreed to pay to him Rs. 300, in full and final settlement of his entire claim, which is acceptable to him, as stated by his authorised representative Shri Rohtas Kumar.

In view of the above, an interim award is given in the case and Shri Vidya Dhar is entitled to Rs. 300 from the management in full and final settlement of his entire claim and he can collect his amount on any working day during working hours. No order as to costs.

Dated the 30th July, 1974.

O. P. SHARMA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.

No. 1936, dated the 2nd August, 1974.

Forwarded (four copies) to the Secretary to Government, Haryana Labour and Employment Departments, Chandigarh, as required under Section 45 of the Industrial Disputes Act, 1947.

Dated 31st July, 1974.

O. P. SHARMA,  
Presiding Officer,  
Industrial Tribunal, Haryana,  
Faridabad.